Spina, Providence

From: Kimberly Bick <kbick@bicklawllp.com>
Sent: Tuesday, April 30, 2019 11:58 AM

To: Spina, Providence

Subject: Re: Best Choice Products -- SETTLEMENT PRIVILEGED COMMUNICATION

Categories: Record Saved - Private

Received, thank you.

Sent from my iPhone

On Apr 30, 2019, at 6:17 AM, Spina, Providence < Spina. Providence@epa.gov > wrote:

Hi Kim,

Here is the fully executed tolling agreement.

Best,

Providence Spina 202-564-2722

From: Kimberly Bick < kbick@bicklawllp.com > Sent: Thursday, April 25, 2019 9:31 PM

To: Spina, Providence < Spina. Providence@epa.gov >

Subject: Re: Best Choice Products -- SETTLEMENT PRIVILEGED COMMUNICATION

My apologies for the delay. Attached is the signed amendment.

Kimberly Bick

Partner

<image001.gif>

520 Newport Center Drive Suite 750

Newport Beach, CA 92660 Direct: (949) 432-3502 Cell: (949) 363-3057

Email: kbick@bicklawllp.com

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please reply to ad

From: "Spina, Providence" < Spina. Providence@epa.gov>

Date: Thursday, April 25, 2019 at 12:02 PM **To:** Kimberly Bick <kbick@bicklawllp.com>

Subject: RE: Best Choice Products -- SETTLEMENT PRIVILEGED COMMUNICATION

Hi Kim,

Just checking in on whether you were able to send the amendment to the tolling agreement?

Thank you, Providence Spina 202-564-2722

From: Kimberly Bick < kbick@bicklawllp.com > Sent: Wednesday, April 10, 2019 1:27 PM

To: Spina, Providence < <u>Spina.Providence@epa.gov</u>>

Cc: Burke, Shaun < Burke. Shaun@epa.gov >

Subject: Re: Best Choice Products -- SETTLEMENT PRIVILEGED COMMUNICATION

Sounds good. I'm traveling today, but I can execute the amendment and send to you tomorrow. Thanks,

Kim

Sent from my iPhone

On Apr 10, 2019, at 10:21 AM, Spina, Providence <Spina.Providence@epa.gov> wrote:

Kim,

Thank you for this e-mail and your confirmation that Best Choice Products agrees to the penalty amount of \$99,000.

Next steps are for me to send you a revised Consent Agreement for your review and for me to start briefing this matter through my management. I'll be out of the office starting this Friday, April 12 through April 19, but I'll keep you posted on the status.

Also, attached is an amendment to the tolling agreement. It will take me some weeks to fully brief my management and file the consent agreement before the Environmental Appeals Board. I believe an extension of the tolling agreement through June 30 should be sufficient.

Many thanks, Providence Providence Spina 202-564-2722

From: Kimberly Bick < kbick@bicklawllp.com Sent: Tuesday, April 09, 2019 2:51 PM

To: Spina, Providence < Spina. Providence@epa.gov >

Cc: Burke, Shaun < Burke. Shaun@epa.gov>

Subject: Re: Best Choice Products -- SETTLEMENT PRIVILEGED COMMUNICATION

Dear Providence,

Best Choice Products Ex. 7(A) - Enforcement Sensitive

the financial terms of the settlement are acceptable

and I look forward to reviewing the proposed settlement agreement when you have a chance to send it.

Thanks, Kim

Kimberly Bick

Partner

<image001.gif>

520 Newport Center Drive Suite 750

Newport Beach, CA 92660 Direct: (949) 432-3502 Cell: (949) 363-3057

Email: kbick@bicklawllp.com

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From: "Spina, Providence" < Spina. Providence@epa.gov >

Date: Sunday, April 7, 2019 at 7:29 PM

To: Kimberly Bick < kbick@bicklawllp.com >
Cc: "Burke, Shaun" < Burke.Shaun@epa.gov >

Subject: RE: Best Choice Products -- SETTLEMENT PRIVILEGED COMMUNICATION

Hi Kim,

e can have a quick call next week to discuss, $^{\mbox{\tiny Ex. 7(A)-}}$ Enforcement Sensitive

I'm available Monday, April 8, at 3:30 Eastern and Tuesday April 9, at 1:00 Eastern. Do either of these times work for you?

Regards,

Providence Spina 202-564-2722

From: Kimberly Bick < kbick@bicklawllp.com >

Sent: Friday, April 05, 2019 8:25 PM

To: Spina, Providence < Spina. Providence@epa.gov >

Cc: Burke, Shaun < Burke.Shaun@epa.gov>

Subject: Re: Best Choice Products -- SETTLEMENT PRIVILEGED COMMUNICATION

I spoke with my client and Ex. 7(A) - Enforcement Sensitive

Kimberly Bick

Partner

<image002.gif>

520 Newport Center Drive Suite 750

Newport Beach, CA 92660 Direct: (949) 432-3502 Cell: (949) 363-3057

Email: kbick@bicklawllp.com

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From: "Spina, Providence" < Spina. Providence@epa.gov>

Date: Friday, April 5, 2019 at 10:00 AM

To: Kimberly Bick < kbick@bicklawllp.com >
Cc: "Burke, Shaun" < Burke.Shaun@epa.gov >

Subject: RE: Best Choice Products -- SETTLEMENT PRIVILEGED COMMUNICATION

Hi Kim,

I'm writing to check whether you've had a chance to confer with your client regarding Ex. 7(A) - Enforcement Sensitive

Also, our tolling agreement ends April 30, 2019. Given that we are already in the month of April, I'd like to propose that we extend the tolling agreement to June 30, 2019. I'll plan to send you an amendment on Monday, but please let me know if you have any questions or concerns.

Have a great weekend, Providence Spina

202-564-2722

202-304-2722

From: Kimberly Bick < kbick@bicklawllp.com > Sent: Monday, March 11, 2019 9:48 PM

To: Spina, Providence < Spina. Providence@epa.gov >

Cc: Burke, Shaun < Burke.Shaun@epa.gov >

Subject: Re: Best Choice Products -- SETTLEMENT PRIVILEGED COMMUNICATION

Hello Providence,

I am available Mar 18 any time during the proposed timeframe. Thanks, Kim

Sent from my iPhone

On Mar 11, 2019, at 6:27 PM, Spina, Providence < Spina. Providence@epa.gov > wrote:

Kim,

Thanks again for this e-mail. We would like to set up a time to discuss $\frac{\text{Ex. 7(A)} \cdot \text{Enforcement}}{\text{Sensi ive}}$. Are you available for a 30 minute slot during either of the following times?

- Thursday, Mar. 14: 2 pm 5 pm Eastern
- Monday, Mar. 18: 12:30 pm 5 pm Eastern

Regards, Providence Spina 202-564-2722

From: Kimberly Bick < kbick@bicklawllp.com > Sent: Wednesday, February 13, 2019 6:52 PM

To: Spina, Providence < <u>Spina.Providence@epa.gov</u>>; Burke, Shaun

<<u>Burke.Shaun@epa.gov</u>>

Subject: Best Choice Products -- SETTLEMENT PRIVILEGED

COMMUNICATION

Dear Providence and Shaun,

Exemption 7(A) - Enforcement Sensitive; Exemption 4 - Confidential

I would be happy to discuss this further by phone at your convenience Ex. 7(A) - Enforcement Sensitive

. As I indicated on our previous call,

the Corrective Action Agreement is otherwise acceptable to Best Choice Products. Thank you very much for your consideration.

Sincerely,

Kim Bick

Kimberly Bick

Partner

<image001.gif>

520 Newport Center Drive Suite 750

Newport Beach, CA 92660 Direct: (949) 432-3502 Cell: (949) 363-3057

Email: kbick@bicklawllp.com

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<Best Choice Products Tolling Agreement Amendment - 4 10 2019.docx>

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<BCP Tolling Agreement Amendment 4 30 20192019-04-30-093137.pdf>

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